

# EXHIBIT 1

# AGRAWAL\_BENCH\_v9

## Designation List Report



**Agrawal, Vivek**

**2023-12-14**

QUALCOMM

00:05:59

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**TOTAL RUN TIME**

**00:05:59**



Documents linked to video:

161

169

170

176



## AGRAWAL\_BENCH\_v9

| DESIGNATION   | SOURCE  | DURATION | ID                        |
|---------------|---|----------|---------------------------|
| 8:12 - 8:17   | <b>Agrawal, Vivek 2023-12-14</b><br>8:12 THE CERTIFIED STENOGRAPHER: Please raise<br>8:13 your right hand to be sworn.<br>8:14<br>8:15 VIVEK AGRAWAL,<br>8:16 having declared under penalty of perjury to tell<br>8:17 the truth, was examined and testified as follows:  | 00:00:16 | <b>AGRAWAL_BENCH_v9.1</b> |
| 95:15 - 95:20 | <b>Agrawal, Vivek 2023-12-14</b><br>95:15 Q. During your interactions with Nuvia, you<br>95:16 received information that was confidential to Nuvia;<br>95:17 correct?<br>95:18 A. Since the configuration file of the<br>95:19 implementation is a confidential information, so I<br>95:20 would say yes, that information was known to me.   | 00:00:28 | <b>AGRAWAL_BENCH_v9.2</b> |
| 95:25 - 96:02 | <b>Agrawal, Vivek 2023-12-14</b><br>95:25 Q. Were you ever asked to destroy Nuvia<br>96:01 confidential information that you may have had in<br>96:02 your e-mail or computer?  | 00:00:12 | <b>AGRAWAL_BENCH_v9.3</b> |
| 96:07 - 96:08 | <b>Agrawal, Vivek 2023-12-14</b><br>96:07 A. I was never asked to destroy any<br>96:08 information.   | 00:00:04 | <b>AGRAWAL_BENCH_v9.4</b> |
| 97:08 - 97:22 | <b>Agrawal, Vivek 2023-12-14</b><br>97:08 Q. I'm going to show you what has been marked<br>97:09 as QX161. It's Bates number ARM1216188.<br>97:10 (Exhibit QX161 marked.)<br>97:11 BY MS. NYARADY:<br>97:12 Q. This is an e-mail that was from your<br>97:13 files. Here, you see at the bottom, it says,<br>97:14 "Regards, Vivek." This is dated January 19th, 2023.<br>97:15 You're e-mailing a number of people regarding Nuvia<br>97:16 confidential file.<br>97:17 You say, "Any file which was shared by<br>97:18 Nuvia before acquisition of Qualcomm is categorized<br>97:19 as Nuvia confidential. Myself, I've downloaded such<br>97:20 files while working with Nuvia, including their<br>97:21 target configuration logs results."<br>97:22 Do you see that? | 00:00:47 | <b>AGRAWAL_BENCH_v9.5</b> |
| 161.1.1       |   |          |                           |
| 161.1.2       |   |          |                           |
| 98:01 - 98:01 | <b>Agrawal, Vivek 2023-12-14</b><br>98:01 A. Yes, I can see that. I see this.   | 00:00:03 | <b>AGRAWAL_BENCH_v9.6</b> |

## AGRAWAL\_BENCH\_v9

| DESIGNATION   | SOURCE   | DURATION | ID                         |
|---|--|----------|----------------------------|
| 99:01 - 99:11   | <b>Agrawal, Vivek 2023-12-14</b>   | 00:00:44 | <b>AGRAWAL_BENCH_v9.7</b>  |
|  161.1.3   | <p>99:01 Q. Well, you said that some of them were</p> <p>99:02 overwritten, but then you said, "Still, the Git</p> <p>99:03 history can fetch Nuvia versions."</p> <p>99:04 So the Nuvia versions could still be</p> <p>99:05 accessed, correct, according to your e-mail?</p> <p>99:06 A. That's my understanding. When I was</p> <p>99:07 writing this mail, it was my understanding, since</p> <p>99:08 this -- the file, when we checked it into the</p> <p>99:09 repository, since it is a version control system,</p> <p>99:10 there can be ways to pull those files from the</p> <p>99:11 revision control repositories. Yes.</p> |          |                            |
| 142:15 - 142:17   | <b>Agrawal, Vivek 2023-12-14</b>   | 00:00:05 | <b>AGRAWAL_BENCH_v9.8</b>  |
|   | <p>142:15 (Exhibit QX169 marked.)</p> <p>142:16 BY MS. NYARADY:</p>  |          |                            |
|  169.1.1   | 142:17 Q. Showing you what's been marked as QX169.   |          |                            |
| 142:18 - 143:06   | <b>Agrawal, Vivek 2023-12-14</b>   | 00:00:53 | <b>AGRAWAL_BENCH_v9.9</b>  |
|   | <p>142:18 QX169 is an e-mail chain. The Bates numbers are ARM</p> <p>142:19 1473 to 1475. Again, this is an e-mail chain that</p>  |          |                            |
|  169.1.2 | <p>142:20 you were involved in, and I want to draw your</p> <p>142:21 attention to the top e-mail. It's you writing to</p> <p>142:22 Jignesh at Qualcomm, dated May 1st, 2022.</p> <p>142:23 Do you see that e-mail?</p>   |          |                            |
|   | 142:24 A. Yes.   |          |                            |
|  169.1.3 | <p>142:25 Q. Now then, you tell Jignesh at the bottom</p> <p>143:01 of the e-mail before the chart or the table -- you</p> <p>143:02 say, "I have already submitted the green signal</p> <p>143:03 approval to our architect. Expecting their approval</p> <p>143:04 any time soon."</p> <p>143:05 Do you see that?</p> <p>143:06 A. Yes.</p>  |          |                            |
| 144:19 - 144:20   | <b>Agrawal, Vivek 2023-12-14</b>   | 00:00:14 | <b>AGRAWAL_BENCH_v9.10</b> |
|  170.1.1 | <p>144:19 Q. I'll show you what's been marked as QX170,</p> <p>144:20 Bates number ARM1230123 through 127.</p>   |          |                            |
| 145:03 - 145:12   | <b>Agrawal, Vivek 2023-12-14</b>   | 00:00:40 | <b>AGRAWAL_BENCH_v9.11</b> |
|  170.1.2 | <p>145:03 Q. So I'm on the first page too. There's an</p> <p>145:04 e-mail from you to Richard Grisenthwaite and others,</p> <p>145:05 May 19th, 2022, and I want to just ask about this</p> <p>145:06 first sentence here. You said you did a quick dip</p>   |          |                            |

## AGRAWAL\_BENCH\_v9

| DESIGNATION   | SOURCE   | DURATION | ID                         |
|---|--|----------|----------------------------|
|   | 145:07 between Phoenix and Hamoa configuration.            |          |                            |
|   | 145:08 Is that the same comparison that we talked          |          |                            |
|   | 145:09 about previously that you said was a comparison of  |          |                            |
|   | 145:10 the configuration files?                            |          |                            |
|   | 145:11 A. Yes. It is the same configuration file           |          |                            |
|   | 145:12 that we are talking about built.                    |          |                            |
| 160:03 - 160:04   | <b>Agrawal, Vivek 2023-12-14</b>                           | 00:00:03 | <b>AGRAWAL_BENCH_v9.12</b> |
|  176.1.1 | 160:03 Q. Okay. Take a look at QX176, please.              |          |                            |
|   | 160:04 (Exhibit QX176 marked.)                             |          |                            |
| 160:06 - 160:25   | <b>Agrawal, Vivek 2023-12-14</b>                           | 00:01:27 | <b>AGRAWAL_BENCH_v9.13</b> |
|   | 160:06 Q. At some point in time, did you become            |          |                            |
|   | 160:07 aware that the new design that Qualcomm was talking |          |                            |
|   | 160:08 about was called Pakala?                            |          |                            |
|   | 160:09 A. Yes.   |          |                            |
|  176.1.2 | 160:10 Q. And you say here -- this is -- this is an        |          |                            |
|   | 160:11 e-mail, the second e-mail on this document --       |          |                            |
|   | 160:12 perhaps I would say it's ARM12338384 through 399.   |          |                            |
|   | 160:13 The second e-mail on the page is an e-mail from you |          |                            |
|   | 160:14 to Richard Grisenthwaite dated October 26, 2022.    |          |                            |
|   | 160:15 And I want to look at the end of that e-mail.       |          |                            |
|   | 160:16 You say "QC" -- assuming that's                     |          |                            |
|   | 160:17 Qualcomm -- "is aggressively sending reminders for  |          |                            |
|   | 160:18 supporting them on configuration report and ACK     |          |                            |
|   | 160:19 failure. I continue sending them same response?"    |          |                            |
|   | 160:20 Do you see that?                                    |          |                            |
|   | 160:21 A. Yes.   |          |                            |
|   | 160:22 Q. And by "same response," do you mean the          |          |                            |
|   | 160:23 fact that you were not able to provide the OOB?     |          |                            |
|   | 160:24 A. Same response. I said that, "Okay. My            |          |                            |
|   | 160:25 management said I need to put it on hold."          |          |                            |

QUALCOMM


00:05:59

**TOTAL RUN TIME****00:05:59**

Documents linked to video:

161

169

 170  
176